

Message Text

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PAGE 01 STATE 048061
ORIGIN L-04

INFO OCT-01 ISO-00 /005 R

66011
DRAFTED BY L-MARK B FELDMAN
APPROVED BY MARK B FELDMAN
-----015655 241600Z /47
R 240726Z FEB 78
FM SECSTATE WASHDC
TO AMEMBASSY THE HAGUE
AMEMBASSY PARIS

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USOECD

FOLLOWING REPEAT GENEVA 02773 SENT ACTION SECSTTATE FEB 22.

QUOTE LIMITED OFFICIAL USE GENEVA 02773

E.O. 11652: N/A
TAGS: EFIN
SUBJECT: ILLICIT PAYMENTS TREATY

1. FRANK WILLIS RAN INTO BOB MOK IN THE HALLS OF THE PALAIS TODAY, AND MOK ENGAGED HIM IN AN EXTENDED AND ANIMATED DISCUSSION OF THE UPCOMING MEETINGS ON ILLICIT PAYMENTS. MOK THOUGHT THAT THE MARCH MEETING MIGHT BE PRIMARILY PROCEDURAL, WITH SUBSTANCE RESERVED TO PRIVATE INFORMAL MEETINGS TO DEVELOP POSITIONS (UNLESS PARSI CHAIRS IT) BUT THAT APRIL WAS CLEARLY "CRITICAL". MOK REMAINS PUZZLED WHY THE U.S. COULD NOT AT THE LAST MEETING ACCEPT HIS PROPOSAL ON MUTUAL ASSISTANCE MODELED ALONG THE LINES OF THE HIJACKING CONVENTION. HE UNDERSTANDS THAT OUR POSITION IS THAT THIS AREA SHOULD BE LIMITED OFFICIAL USE

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RESERVED TO BILATERAL AGREEMENTS, BUT DOES NOT UNDERSTAND THE RATIONALE FOR OPPOSING SOME MULTILATERAL PROVISIONS. LIKEWISE, HE FEELS THE TREATY SHOULD IMPOSE AN OBLIGATION ON THE HOME STATE TO PROSECUTE ITS CITIZENS, CORPORATE AND PERSONAL, IN BRIBERY CASES, AND DOES NOT COMPREHEND THE U.S. POSITION WHICH HE UNDERSTANDS TO BE THAT U.S. LAW WOULD NOT PERMIT SUCH EX-

TENSION OF JURISDICTION. (WILLIS DID NOT DISCUSS WITH HIM OUR NEW LEGISLATION.) FINALLY, MOK NOTED THE NETHERLANDS CANNOT BE OUT IN FRONT ON DISCLOSURE, OPPOSED BY INDUSTRY, BUT WOULD BE ABLE TO JOIN IF IT HAD BROAD SUPPORT.

2. MOK IS MODESTLY OPTIMISTIC ABOUT PROSPECTS. THE NETHERLANDS WILL CONTINUE STRONGLY TO BACK A TREATY AND EXPECTS SUPPORT TO BE FORTHCOMING FROM OTHERS -- THE UK MENTIONED SPECIFICALLY. VANDEN HEUVEL UNQUOTE VANCE

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NNN

Message Attributes

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